

EXHIBIT 1

**COHN LIFLAND PEARLMAN
HERRMANN & KNOPF LLP**

Peter S. Pearlman (Atty. No. 243551970)
Audra DePaolo (Atty. No. 020321995)
Park 80 West – Plaza One
250 Pehle Avenue, Suite 401
Saddle Brook, NJ 07663
Telephone: (201) 845-9600
Facsimile : (201) 845-9423
E-Mail: psp@njlawfirm.com
ad@njlawfirm.com

Attorneys for Plaintiff

HOWARD BERNSTEIN, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BRISTOL-MYERS SQUIBB CO.; MARK J.
ALLES; GIOVANNI CAFORIO, M.D.;
SANDRA LEUNG, ESQ.; CHARLES
BANCROFT; KAREN M. SANTIAGO;
VICKI L. SATO, PH.D.; PETER J. ARDUINI;
ROBERT BERTOLINI; MATTHEW W.
EMMENS; MICHAEL GROBSTEIN; ALAN
J. LACY; DINESH C. PALIWAL;
THEODORE R. SAMUELS; GERALD L.
STORCH; and KAREN H. VOUSDEN, PH.D.,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: UNION COUNTY

Docket No. UNN-L-003887-21

CLASS ACTION

SUMMONS

FROM THE STATE OF NEW JERSEY, To The Defendant(s) Named Above:

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (A directory of the addresses of each deputy clerk of the Superior Court is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Treasurer, State of New Jersey and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee of \$175.00 and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live or the Legal Services of New Jersey Statewide Hotline at 1-888-LSNJ-LAW (1-888-576-5529). If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf.

Dated: November 17, 2021

/s/ Michelle M. Smith, Esq.

Clerk of the Superior Court

Name of Defendant to be served:

BRISTOL-MYERS SQUIBB CO.

Address of Defendant to be served:

430 E. 29th Street, 14th Floor

New York, NY 10016

Civil Case Information Statement

Case Details: UNION | Civil Part Docket# L-003887-21

Case Caption: BERNSTEIN HOWARD VS BRISTOL-MYERS SQUIBB CO.

Case Initiation Date: 11/12/2021

Attorney Name: PETER S PEARLMAN

Firm Name: COHN LIFLAND PEARLMAN HERRMANN & KNOPF

Address: PARK 80 WEST - PLAZA ONE 250 PEHLE AVE
STE 401

SADDLE BROOK NJ 07663

Phone: 2018459600

Name of Party: PLAINTIFF : Bernstein, Howard

Name of Defendant's Primary Insurance Company
(if known): Unknown

Case Type: COMPLEX COMMERCIAL

Document Type: Complaint with Jury Demand

Jury Demand: YES - 6 JURORS

Is this a professional malpractice case? NO

Related cases pending: YES

If yes, list docket numbers: 21-cv-8255(S.D.N.Y.) and 21-cv-4897(S.D.N.Y.)

Do you anticipate adding any parties (arising out of same transaction or occurrence)? NO

Are sexual abuse claims alleged by: Howard Bernstein? NO

THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION

Do parties have a current, past, or recurrent relationship? YES

If yes, is that relationship: Business

Does the statute governing this case provide for payment of fees by the losing party? NO

Use this space to alert the court to any special case characteristics that may warrant individual management or accelerated disposition:

This case is a complex class action involving violations of the Securities Act of 1933, 15 U.S.C. Section 77k, l and o.

Do you or your client need any disability accommodations? NO

If yes, please identify the requested accommodation:

Will an interpreter be needed? NO

If yes, for what language:

Please check off each applicable category: Putative Class Action? YES Title 59? NO Consumer Fraud? NO

I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with *Rule 1:38-7(b)*

11/12/2021
Dated

/s/ PETER S PEARLMAN
Signed

UNION COUNTY SUPERIOR COURT
2 BROAD STREET
CIVIL DIVISION
ELIZABETH NJ 07207

TRACK ASSIGNMENT NOTICE

COURT TELEPHONE NO. (908) 787-1650
COURT HOURS 8:30 AM - 4:30 PM

DATE: NOVEMBER 12, 2021
RE: BERNSTEIN HOWARD VS BRISTOL-MYERS SQUIBB CO.
DOCKET: UNN L -003887 21

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 4.

DISCOVERY IS PRESUMPTIVELY 450 DAYS BUT MAY BE ENLARGED OR SHORTENED BY THE JUDGE AND RUNS FROM THE FIRST ANSWER OR 90 DAYS FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE MANAGING JUDGE ASSIGNED IS: HON THOMAS J. WALSH

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (908) 787-1650 EXT 21493.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE WITH R.4:5A-2.

ATTENTION:

ATT: PETER S. PEARLMAN
COHN LIFLAND PEARLMAN HERRMANN
PARK 80 WEST - PLAZA ONE
250 PEHLE AVE STE 401
SADDLE BROOK NJ 07663

ECOURTS